IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY FIFTH DAY OF OCTOBER
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE SRI BILAL NAZKI, THE ACTING CHIEF JUSTICE

and
THE HON'BLE SRI JUSTICE R.SUBHASH REDDY

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WRIT PETITION NO : 1453 of 1998

Between:

B.Bikshapathy.

..... PETITIONER

AND

1 The Principal Secretary to Government of Andhra Pradesh,

Revenue Department (Endowments), Secretariat,

Hyderabad, and 3 others.

.....RESPONDENTS

ORDER: **(Per Hon'ble Sri Bilal Nazki, The Acting Chief Justice)**

The Government passed G.O.Ms.No.14, dated 05-01-1982, permitting the authorities of Sri Mallikarjuna Swamy Temple, Ramanthapur Village, Ranga Reddy District to sell Ac.5-14 guntas of land situated in the said village at the rate of Rs.75,000/- per acre by private negotiations. A Housing Society purchased the said land in the year 1982, and according to the learned Counsel

for petitioners, plots were made and houses were also constructed. That G.O. has been challenged by way of the present writ petition in the year 1998 i.e., after 16 years of the order having passed. In these 16 years, third party interests must have cropped up. On the last occasion, we had directed that the Housing Society be made party to this writ petition. Today, the learned Counsel for the petitioner informed that after the Society took over the land and distributed the plots, the Society became non-existent.

Petitioner approached this Court after lapse of 16 years, and by that time, third party interests had come up. Hence, we do not think, at this length of time, it is necessary for this Court to go into the merits of the case, particularly, in absence of those who have acquired interests in the property and constructed their houses.

Writ Petition is, accordingly, dismissed. No costs.

(Bilal Nazki, A.C.J)

25th October, 2005

(R.Subhash Reddy, J)

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